THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.3586 of 2007

Dated:12.03.2007

Between:

Kakumanu Kotaiah.

…PETITIONER

AND

The Commissioner of Endowments, Hyderabad, and others.

…RESPONDENTS

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.3586 of 2007

ORDER:

The petitioner is allegedly cultivating land admeasuring Ac.0.32 in survey No.153/2 situated at Nidubrolu Village, Ponnuru Mandal, Guntur District, belonging to third respondent temple, namely, Sri Choudeswara Swamy Devasthanam. He is paying maktha at 5 bags of paddy per annum to the *archakas*, who also claimed the land. In 2006, land was handedover by the archakas to the Endowments Department. The petitioner made representations to all the concerned including representations on 14.06.2006 and 21.07.2006 requesting third respondent to pass orders for grant of lease in his favour on a regular basis, in vain. Therefore, he filed instant writ petition seeking a direction to third respondent temple to consider his representations referred to hereinabove.

When the matter was heard on 26.02.2007, on the request made by the learned Assistant Government Pleader for Endowments, it was adjourned to enable her to get instructions. In spite of granting sufficient time, the learned Assistant Government Pleader did not get any instructions. Therefore, this Court is of the considered opinion that whether or not the petitioner has right to seek regular leasehold rights under the relevant Law, third respondent temple should look into the matter and pass appropriate orders within a period of four weeks from the date of receipt of a copy of this order.

The writ petition, with the above observations, is accordingly

disposed of. No costs.

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(V.V.S.RAO, J)

12th March, 2007

Note: Issue CC in one week.

B/o

ghn